

[Names and addresses of counsel appear on
signature page]

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DERRICK SATCHELL, KALINI
BOYKIN, VALERIE BROWN, RICK
GONZALES, CYNTHIA GUERRERO,
RACHEL HUTCHINS, TYRONE
MERRITT, KELVIN SMITH, SR., and
KEN STEVENSON, on behalf of
themselves and all others similarly situated,

Plaintiffs,

v.

FEDEX EXPRESS, a Delaware
corporation,

Defendant.

Case No. C 03-2659 SI

CLASS ACTION

**STIPULATION AND [PROPOSED]
ORDER EXTENDING DEADLINES FOR
EXPERT REBUTTAL REPORTS AND
EXPERT DEPOSITIONS, AND
ADJUSTING BRIEFING AND HEARING
DATES RE DISPOSITIVE MOTIONS**

CALDWELL, et al.,

Plaintiffs,

vs.

FEDEX CORPORATION, et al.,

Defendants.

Case No. C 03-02878 SI

The parties through their counsel, hereby stipulate and agree as follows:

1 1. The deadline for service of expert rebuttal reports is extended from
2 August 25, 2006 to September 1, 2006;

3 2. After the service of expert rebuttal reports, FedEx shall produce some
4 additional agreed upon data from its FAMIS system. Plaintiffs shall have two weeks from receipt
5 of that data to supplement or amend their expert reports. If Plaintiffs do so supplement or amend
6 their expert reports, FedEx will have 2 weeks from service of the supplements or amendments to
7 depose the expert(s) about the supplement(s) or amendment(s);

8 3. Except as set forth in paragraph 2, above, the deadline for completion of
9 expert discovery is extended from September 29, 2006 to and including, October 13, 2006;

10 4. The briefing schedule for dispositive motions is extended by three weeks,
11 as follows:

<u>New Date</u>	<u>(Old Date)</u>	<u>Task</u>
October 20, 2006	(September 29, 2006)	Moving papers to be served and filed.
November 17, 2006	(October 27, 2006)	Opposition papers to be served and filed.
December 4, 2006	(November 13, 2006)	Reply papers to be served and filed.

17 5. The Court will hold a hearing on dispositive motions, if any, on
18 December 22, 2006 at 9:00 a.m.

19 SO STIPULATED.

21 Dated: August ¹⁵, 2006

LIEFF, CABRASE, HEIMANN & BERNSTEIN, LLP

22 By: 

James M. Finberg

24 Bill Lann Lee
25 Eve H. Cervantez
26 Chimène I. Keitner
27 275 Battery Street, 30th Floor
28 San Francisco, CA 94111-3339
Telephone: (415) 956-1000
Facsimile: (415) 956-1008

Todd M. Schneider (SBN 158253)
Guy B. Wallace (SBN 176151)
Joshua Konecky (SBN 182897)
SCHNEIDER & WALLACE
180 Montgomery Street, Suite 2000
San Francisco, CA 94104
Telephone: (415) 421-7100
Facsimile: (415) 421-7105

JOHN BURRIS (SBN 69888)
7677 Oakport Bldg., Suite 1120
Oakland, CA 94612
Telephone: (510) 839-5210
Facsimile: (510) 839-3882

MICHAEL S. DAVIS (SBN 160045)
345 Hill Street
San Francisco, CA 94109
Telephone: (415) 282-4315
Facsimile: (415) 358-5576

KAY MCKENZIE PARKER (SBN 143140)
225 Bush Street, 16th Floor
San Francisco, CA 94104
Telephone: (415) 227-9622
Facsimile: (415) 227-4522

WAUKEEN Q. MCCOY (SBN 168228)
703 Market Street, Suite 1407
San Francisco, CA 94103
Telephone: (415) 675-7705
Facsimile: (415) 675-2530

Class Counsel

Dated: August 15, 2006

SEYFARTH & SHAW LLP

By: /s/ Gilmore F. Diekmann, Jr.
Gilmore F. Diekmann, Jr.

Gilmore F. Diekmann, Jr. (SBN 050400)
560 Mission Street, Suite 3100
San Francisco, CA 94105
Telephone: (415) 397-2823
Facsimile: (415) 397-8549

Evelyn Becker
O'MELVENY & MYERS LLP
1625 Eye Street, N.W.
Washington, D.C. 20006-4001
Telephone: (202) 383-5300
Facsimile: (202) 383-5414

Frederick Douglas
FEDERAL EXPRESS CORP.
3620 Hacks Cross Road, Bldg. B, 3rd fl.
Memphis, TN 38125-8800
Telephone: (901) 434-8519
Facsimile: (901) 434-9271

Counsel for Defendant

ORDER

The foregoing stipulation is approved, and IT IS SO ORDERED.

Dated: _____



Hon. Susan Illston
United States District Judge